

BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: July 17, 2002

Division: Growth Management

Bulk Item: Yes X No

Department: Planning

AGENDA ITEM WORDING: Approval for one Restrictive Covenant from Marvin Barrett to have one dwelling unit on contiguous lots described as Lots 1, 2, 10 and 11, Block 13, Anglers Park, Key Largo.

ITEM BACKGROUND: On June 12, 2002 the Planning Commission approved an allocation award for the applicant listed below provided the applicant's Restrictive Covenant is approved by the BOCC. Marvin Barrett submitted the Restrictive Covenant to Monroe County. The applicant receiving one dwelling unit allocation award for the year ending July 13, 2001, has filed the document in accordance with Ordinance No. 47-1999.

PREVIOUS RELEVANT BOARD ACTION: On November 11, 1999, the BOCC adopted Ordinance No. 047-1999.

CONTRACT/AGREEMENT CHANGES: N/A.

STAFF RECOMMENDATION: Approval.

TOTAL COST: X

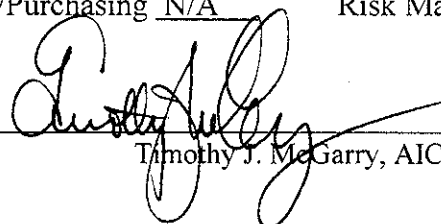
BUDGETED: Yes N/A No

COST TO COUNTY: N/A

REVENUE PRODUCING: Yes N/A No **AMOUNT PER MONTH** N/A **Year**

APPROVED BY: County Atty X OMB/Purchasing N/A Risk Management N/A

DIVISION DIRECTOR APPROVAL:



Timothy J. McGarry, AICP

DOCUMENTATION: Included X To Follow Not Required

DISPOSITION:

AGENDA ITEM # 75

M E M O R A N D U M

TO:: Danny Kolhage, Clerk of the Court
FROM: Timothy J. McGarry, Growth Management Director 
DATE: July 17, 2002
RE: Clarification of Agenda Item

Restrictive Covenant

Permit Number	Name on Agenda Item	Name on Restrictive Covenant	Legal Description
02-03-1021	Marvin Barrett	Marvin Barrett	Lots 1, 2, 10 and 11, Block 13, Anglers Park, Key Largo

LOT AGGREGATION RESTRICTIVE COVENANT

1. **WHEREAS**, Marvin Barrett, a single man, the undersigned is the sole owner of the following described real property located in Monroe County, Florida described as follows:

Lots: 1, 2, 10, 11 Block: 13
Subdivision: Anglers Park
Key: Key Largo PB:1-159
Real Estate Numbers: 00553360.000000
00553370.000000
00553280.000000
00553260.000000

2. **WHEREAS**, this Lot Aggregation Restrictive Covenant that restricts the use of the legally described property in order to receive a building permit: and
3. **WHEREAS**, the above described parcels were assigned points in the Permit Allocation System for building permit #02-3-1021 for the voluntary reduction of density through aggregation of vacant, legally platted, buildable lots; and
4. **NOW, THEREFORE**, the undersigned agree as follows:

Lots 1, 2, 10, 11
RE# 00553360.000000, 00553370.000000, 00553280.000000, 00553260.000000

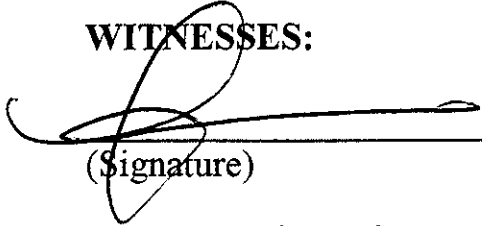
- The above described parcels shall have their density reduced from four dwelling units to one dwelling unit in consideration of a building permit to build a single family residence; and
- The restrictions herein shall be binding upon the representatives, heirs, assigns and successors in title of the undersigned; it being the intention if the undersigned by execution and recording of this document that this restriction shall run with the land and shall be forever binding upon the successors in title; and
- This covenant is intended to benefit and run in favor of the County of Monroe; and
- In the event of any breach or violation of the covenant contained herein, the said County may enforce the covenant by injunction or such other legal method, as the County deems appropriate.

Lots 1, 2, 10 & 11

RE# 00553360.000000, 00553370.000000, 00553280.000000, 00553260.000000

Executed on this 21 day of June 2003

WITNESSES:

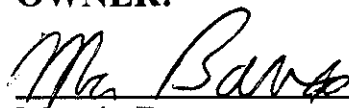

(Signature)
Gay Marie Smith

(Print/Type Name)


(Signature)

Leslie Pete Meyers
(Print/Type Name)

OWNER:


Marvin Barrett
P.O. Box 2883
Key Largo, FL 33037

Leslie Pete Meyers

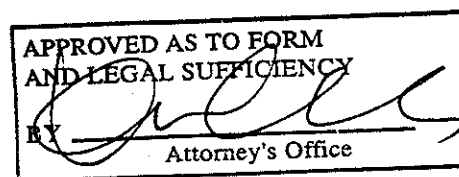
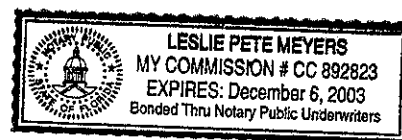
Notary Public (Print Name)


Notary Public Signature

My Commission Expires:

This document was prepared by:

Gay Marie Smith
P.O. Box 1638
Tavernier, FL 33070



Lots 1, 2, 10 & 11

RE# 00553360.000000, 00553370.000000, 00553280.000000, 00553260.000000